

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,) Criminal Case No. 08cr4341 JM
11 Plaintiff,)
12 v.) ORDER RE RULE 17 SUBPOENA TO
13 LEWIS DONALD GUESS,) WILLIAM LEONARD, TRUSTEE FOR
14 Defendants.) XELAN, INC. [Docket No. 36]
15)
16)

15 Based upon the joint motion of the United States and Defendant Lewis Donald Guess, IT IS
16 HEREBY ORDERED that the United States may, pursuant to Federal Rule of Criminal Procedure 17(c),
17 issue a subpoena to William Leonard, Trustee for Xelan, Inc. The subpoena shall seek the production
18 of the original binder containing the corporate records of Xelan, Inc. The subpoena shall also instruct
19 William Leonard to deliver the original binder to the Chambers of the Honorable Jeffrey T. Miller,
20 United States Courthouse, 940 Front Street, San Diego, California 92101 on or before
21 November 30, 2009. When the binder arrives, the court will release the original binder to counsel for the
22 United States.

23 Upon receipt of the original binder, the United States shall promptly provide a date-stamped
24 copy of the binder to Guess' counsel.

25 || IT IS SO ORDERED.

26 | DATED: November 6, 2009

Hon. Jeffrey T. Miller
United States District Judge